

STAYED, TYPE I-FOIA

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-02842-CKK**

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF  
HOMELAND SECURITY et al  
Assigned to: Judge Colleen Kollar-Kotelly  
Cause: 05:552 Freedom of Information Act

Date Filed: 12/04/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**AMERICAN OVERSIGHT**

represented by **Austin Ridgely Evers**  
AMERICAN OVERSIGHT  
1030 15th Street, NW  
Suite B255  
Washington, DC 20005  
(202) 869-5245  
Fax: (202) 871-6523  
Email: [austin.evers@americanoversight.org](mailto:austin.evers@americanoversight.org)  
*ATTORNEY TO BE NOTICED*

**Glenn S. Kerner**  
GOODWIN PROCTER, LLP  
The New York Times Building  
620 Eighth Avenue  
New York, NY 10018  
(212) 459-7460  
Fax: (212) 355-3333  
Email: [Gkerner@goodwinlaw.com](mailto:Gkerner@goodwinlaw.com)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**John M. Ilardo**  
GOODWIN PROCTER LLP  
100 Northern Avenue  
Boston, MA 02210  
(617) 570-1523  
Email: [JIlardo@goodwinlaw.com](mailto:JIlardo@goodwinlaw.com)  
*ATTORNEY TO BE NOTICED*

**Stephen L. Taeusch**  
GOODWIN PROCTER LLP  
3 Embarcadero Center  
San Francisco, CA 94111  
(415) 733-6180  
Email: [STaeusch@goodwinlaw.com](mailto:STaeusch@goodwinlaw.com)  
*ATTORNEY TO BE NOTICED*

**Joseph Francis Yenouskas**  
GOODWIN PROCTER, LLP  
901 New York Avenue, NW  
Suite 900, 9th Floor East  
Washington, DC 20001  
(202) 346-4000  
Fax: (202) 346-4444  
Email: [jyenouskas@goodwinlaw.com](mailto:jyenouskas@goodwinlaw.com)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**U.S. DEPARTMENT OF  
HOMELAND SECURITY**

represented by **Scott Leeson Sroka**  
 U.S. ATTORNEY'S OFFICE FOR THE  
 DISTRICT OF COLUMBIA  
 555 Fourth Street, NW  
 Washington, DC 20530  
 (202) 252-7113  
 Fax: (202) 252-2599  
 Email: [scott.sroka@usdoj.gov](mailto:scott.sroka@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**U.S. CUSTOMS AND BORDER  
PROTECTION**

represented by **Scott Leeson Sroka**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**U.S. IMMIGRATION AND  
CUSTOMS ENFORCEMENT**

represented by **Scott Leeson Sroka**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**U.S. CITIZENSHIP AND  
IMMIGRATION SERVICES**

represented by **Scott Leeson Sroka**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
12/04/2018	<u>1</u>	COMPLAINT against U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT ( Filing fee \$ 400 receipt number 0090-5822243) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT. (Yenouskas, Joseph) Modified event title on 12/17/2018 (znmw). (Entered: 12/04/2018)
12/04/2018	<u>3</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Glenn S. Kerner, :Firm- Goodwin Procter LLP, :Address- 620 Eighth Avenue. Phone No. - (212)459-7460. Fax No. - (212)355-3333 Filing fee \$ 100, receipt number 0090-5822321. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>4</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- John M. Ilardo, :Firm- Goodwin Procter LLP, :Address- 100 Northern Avenue. Phone No. - (617) 570-1523. Fax No. - (617) 523-1231 Filing fee \$ 100, receipt number 0090-5822415. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Stephen L. Taesuch, :Firm- Goodwin Procter LLP, :Address- 3 Embarcadero Center, San Francisco, CA 94111. Phone No. - (415) 733-6180. Fax No. - (415) 677-9041 Filing fee \$ 100, receipt number 0090-5822485. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/06/2018		Case Assigned to Judge Colleen Kollar-Kotelly. (zrdj) (Entered: 12/06/2018)

12/06/2018		SUMMONS Not Issued as to U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (zrdj) (Entered: 12/06/2018)
12/07/2018	<u>6</u>	REQUEST FOR SUMMONS TO ISSUE filed by AMERICAN OVERSIGHT.(Yenouskas, Joseph) (Entered: 12/07/2018)
12/10/2018	<u>7</u>	SUMMONS (6) Issued Electronically as to U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT, U.S. Attorney and U.S. Attorney General (ztd) (Entered: 12/10/2018)
12/11/2018		MINUTE ORDER: The Court has received the <u>3</u> <u>4</u> <u>5</u> Motions for Admission, <i>Pro Hac Vice</i> , as Additional Counsel for Plaintiff, with respect to Glenn S. Kerner, John Ilardo, and Stephen L. Taeusch, respectively. Those motions are GRANTED CONTINGENT upon each respective attorney's submission of a separate declaration by <b>DECEMBER 18, 2018</b> , stating that he has reviewed and is familiar with the Local Rules of this Court. Signed by Judge Colleen Kollar-Kotelly on December 11, 2018. (lcckk1) (Entered: 12/11/2018)
12/11/2018	<u>8</u>	ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 12/11/18. (DM) (Entered: 12/11/2018)
12/13/2018	<u>9</u>	NOTICE of Appearance by Scott Leeson Sroka on behalf of All Defendants (Sroka, Scott) (Entered: 12/13/2018)
12/18/2018	<u>10</u>	RESPONSE TO ORDER OF THE COURT re Order on Motion for Leave to Appear Pro Hac Vice,,,,,,, filed by AMERICAN OVERSIGHT. (Ilardo, John) (Entered: 12/18/2018)
12/18/2018	<u>11</u>	RESPONSE TO ORDER OF THE COURT re Order on Motion for Leave to Appear Pro Hac Vice,,,,,,, filed by AMERICAN OVERSIGHT. (Kerner, Glenn) (Entered: 12/18/2018)
12/18/2018	<u>12</u>	RESPONSE TO ORDER OF THE COURT re Order on Motion for Leave to Appear Pro Hac Vice,,,,,,, filed by AMERICAN OVERSIGHT. (Taeusch, Stephen) (Entered: 12/18/2018)
01/02/2019	<u>13</u>	NOTICE of Appearance by Austin Ridgely Evers on behalf of AMERICAN OVERSIGHT (Evers, Austin) (Entered: 01/02/2019)
01/07/2019	<u>14</u>	MOTION to Stay , MOTION for Extension of Time to <i>in Light of Lapse of Appropriations</i> by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Hudak, Brian) (Entered: 01/07/2019)
01/08/2019		MINUTE ORDER: The Court has received Defendants' <u>14</u> Motion for a Stay and Extension of Time in Light of Lapse of Appropriations. Defendants indicate that Plaintiff takes no position on a "reasonably short" tolling of deadlines commensurate with the lapse in appropriations, but would oppose a general stay. Accordingly, in an exercise of the Court's discretion, the Court shall GRANT Defendants' <u>14</u> Motion. The Court shall STAY the deadline for Defendants' answer or other response to the Complaint. The deadline is tolled commensurate with the length of the lapse of appropriations to the U.S. Department of Justice, the U.S. Department of Homeland Security ("DHS"), and the defendant components of DHS whose appropriations have lapsed. The parties shall file a Joint Status Report within seven calendar days of the restoration of these agencies' funding and the resumption of their operations. This Joint Status Report shall include what the parties understand to be the new deadline for Defendants' answer or other response to the Complaint. Signed by Judge Colleen Kollar-Kotelly on January 8, 2019. (lcckk1) (Entered: 01/08/2019)